

1 Vanessa R. Waldref
2 United States Attorney
3 Eastern District of Washington
4 Michael J. Ellis
5 Timothy J. Ohms
6 Assistant United States Attorneys
7 Post Office Box 1494
8 Spokane, WA 99210-1494
9 Telephone: (509) 353-2767

FILED IN THE U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

NOV - 9 2022

SEAN F. MCAVOY, CLERK
DEPUTY
YAKIMA, WASHINGTON

10 UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF WASHINGTON

12 UNITED STATES OF AMERICA,
13
14 Plaintiff,

15 v.

16 SAMANTHA MARIE
17 TAINEWASHER
18 (a/k/a "Samantha Marie Howard") and
19 CALVIN JAMES HUNT,

20 Defendants.

Case No. 2:21-CR-02029-SAB

SUPERSEDING INDICTMENT

Vios: 18 U.S.C. §§ 1112, 1153
Crime on Indian Reservation
Involuntary Manslaughter
(Count 1)

21 U.S.C. § 841(a)(1),
(b)(1)(C)
Possession with Intent to
Distribute Fentanyl
(Count 2)

21 U.S.C. §§ 843(b), (d)(1), 2
Use of a Communications
Facility in the Commission of
a Drug Felony
(Counts 3-4)

21 U.S.C. § 853
Forfeiture Allegations

1 The Grand Jury charges:

2 COUNT 1

3 On or about or between March 27, 2020, and March 29, 2020, in the Eastern
4 District of Washington, within the external boundaries of the Yakama Nation
5 Indian Reservation, in Indian Country, the Defendants, SAMANTHA MARIE
6 TAINEWASHER (a/k/a "Samantha Marie Howard") and CALVIN JAMES
7 HUNT, Indians, acting with gross negligence, did proximately and unlawfully
8 cause the death of S.R., to wit: the Defendants allowed S.R., a minor child, to be in
9 an area, to wit: a camper-trailer on property located at 10891 West Wapato Road,
10 the Defendants knew to contain pills and residue from the use of pills the
11 Defendants believed contained and had reason to believe contained fentanyl, and
12 the Defendants knew that such conduct was a threat to the life of S.R. and knew of
13 circumstances that would reasonably cause the Defendants to foresee that such
14 conduct might be a threat to the life of S.R., all in violation of 18 U.S.C. §§ 1112,
15 1153.
16

17 COUNT 2

18 On or about or between March 26, 2020, and March 29, 2020, in the Eastern
19 District of Washington, the Defendant, CALVIN JAMES HUNT, knowingly
20 possessed with intent to distribute a mixture or substance containing N-phenyl-N-
21 [1-(2-phenylethyl)-4-piperidinyl] propanamide (a/k/a "fentanyl"), a Schedule II
22 controlled substance, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(C).
23

24 COUNT 3

25 On or about or between February 25, 2020, and March 27, 2020, in the
26 Eastern District of Washington, the Defendant, CALVIN JAMES HUNT, did
27 knowingly and intentionally use a communication facility, to wit: Facebook
28 Messenger, in facilitating the commission of an act constituting a felony under
21 U.S.C. §§ 841(a)(1), 846, to wit: possession with the intent to distribute,

1 distribution of and attempted distribution of controlled substances, to wit: a
2 mixture or substance containing a detectable amount of fentanyl and heroin, and
3 did aid and abet the same, all in violation of 21 U.S.C. §§ 843(b), (d)(1), 2.

4 COUNT 4

5 On or about or between April 23, 2020 and June 9, 2020, in the Eastern
6 District of Washington, the Defendant, SAMANTHA MARIE TAINEWASHER
7 (a/k/a "Samantha Marie Howard"), did knowingly and intentionally use a
8 communication facility, to wit: Facebook Messenger, in facilitating the
9 commission of an act constituting a felony under 21 U.S.C. §§ 841(a)(1), 846, to
10 wit: possession with the intent to distribute, distribution of and attempted
11 distribution of controlled substances, to wit: a mixture or substance containing a
12 detectable amount of fentanyl, methamphetamine and heroin, and did aid and abet
13 the same, all in violation of 21 U.S.C. §§ 843(b), (d)(1), 2.

15 NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

16 The allegations contained in this Superseding Indictment are hereby
17 realleged and incorporated by reference for the purpose of alleging forfeitures.

18 Pursuant to 21 U.S.C. § 853, upon conviction for an offense in violation of
19 21 U.S.C. § 841(a)(1), (b)(1)(C) and/or 21 U.S.C. § 843(b), (d)(1), as set forth in
20 Superseding Indictment, the Defendants, SAMANTHA MARIE TAINEWASHER
21 (a/k/a "Samantha Marie Howard") and CALVIN JAMES HUNT, shall forfeit to
22 the United States of America any property constituting, or derived from, any
23 proceeds obtained, directly or indirectly, as a result of such offense and any
24 property used or intended to be used, in any manner or part, to commit or to
25 facilitate the commission of the offense.

26 If any of the property described above, as a result of any act or omission of
27 the Defendants:

- 28 a. cannot be located upon the exercise of due diligence;

- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

the United States of America shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. § 853(p) and 28 U.S.C. § 2461(c).

DATED this 9th day of November, 2022.

A TRUE BILL



Vanessa R. Waldref
Vanessa R. Waldref
United States Attorney

Michael J. Ellis
Michael J. Ellis
Assistant United States Attorney

Timothy J. Ohms
Timothy J. Ohms
Assistant United States Attorney